

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

LEONA M. SWEGER,

Plaintiff,

v.

ANDREW SAUL<sup>1</sup>,  
Commissioner of Social Security,

Defendant.

NO. 3:19-cv-0697

(SAPORITO, M.J.)

FILED  
WILKES BARRE  
AUG 20 2020  
PER MS  
DEPUTY CLERK

**ORDER**

AND NOW, this 20<sup>th</sup> day of August, 2020, IT IS HEREBY  
ORDERED that:

1. The Commissioner's final decision denying the plaintiff's  
application for benefits under Title II of the Social Security Act is  
**VACATED** and **REMANDED** to conduct a new administrative hearing

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<sup>1</sup> Andrew Saul was sworn in as Commissioner of Social Security on June 17, 2019. He is automatically substituted as a party pursuant to Fed. R. Civ. P. 25(d). See also Section 205(g) of the Social Security Act, 42 U.S.C. § 405(g) (action survives regardless of any change in the person occupying the office of Commissioner of Social Security). The caption in this case is amended to reflect this change.

before a different, constitutionally appointed ALJ;

2. The Clerk is directed to enter judgment in favor of the plaintiff;
3. The Clerk shall mark this case as **CLOSED**.

Dated: August 20, 2020

  
JOSEPH F. SAPORITO, JR.  
United States Magistrate Judge